

# EXHIBIT 2

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA

Elizabeth Sines, et al., )  
                          )  
Plaintiffs,            )  
                          )  
vs.                    ) Case No.  
                          ) 3:17-cv-00072-NKM  
Jason Kessler, et al., )  
                          )  
Defendants.            )

Monday, December 3, 2018

\*\*\*CONFIDENTIAL\*\*\*

Deposition of ERICA ALDUINO, taken pursuant to Notice, was held at the Porter Stewart U.S. Courthouse, 100 East Fifth Street, Cincinnati, Ohio, 45202, commencing at \*\*\* a.m., on the above date, before Deborah C. Furey, Registered Professional Reporter and Notary Public in and for the State of Ohio.

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1           A.     This is just for Charlottesville 1.0,  
2     right?

3           Q.     1.0?

4           A.     Yes.

5           Q.     Richard Spencer?

6           A.     Yes.

7           Q.     Christopher Cantwell?

8           A.     Christopher Cantwell I don't believe was  
9     there.

10          Q.     James Alex Fields?

11          A.     Yeah, I don't believe that he was there.

12          Q.     Andrew Anglin?

13          A.     I don't believe that he was there  
14     either.

15          Q.     Robert Azzmador Ray?

16          A.     I don't believe that he was there.

17          Q.     Nathan Damigo?

18          A.     I think Nathan was there, so he would  
19     have chanted it also.

20          Q.     Eli Mosley?

21          A.     Yes.

22          Q.     He was there?

23          A.     I believe so, yes.

24          Q.     And he would have been chanting, as  
25     well?

1 A. Yeah.

2 Q. Did you hear him chant?

3 A. I didn't hear him chant, personally, no.

4 Q. Did you see him at Charlottesville 1.0?

5 A. Yes.

6 Q. Matthew Heimbach, was he present for  
7 Charlottesville 2 point -- excuse me --  
8 Charlottesville 1.0?

9 A. I'm not sure if he was at the rally or  
10 not, but I know that he was at the luncheon.

11 Q. Okay. Did he speak at the luncheon?

12 A. I don't remember. I don't think that he  
13 did. I don't remember though.

14 Q. But you recall seeing him at the  
15 luncheon?

16 A. Yes, ma'am.

17 Q. And Matthew Parrott, was he there?

18 A. I don't know.

19 Q. Going to Matthew Heimbach, did you hear  
20 him chanting?

21 A. I didn't hear him chanting.

22 Q. Michael Tubbs, was he there, at  
23 Charlottesville 1.0?

24 A. I don't know. I don't think that he  
25 was.

1                   But, if they are just coming in the  
2                   server as a new person, generally -- like, whoever  
3                   is a moderator or whoever in the server. And then  
4                   they have to give, like, permission, a certain  
5                   permission, to whenever comes in the server to  
6                   deal with, to actually create invite codes.

7                   Q.        Were you a moderator in the  
8                   Charlottesville 2.0 server?

9                   A.        Yes, ma'am.

10                  Q.        Who else was a moderator in --

11                  A.        There were a decent amount of moderators  
12                   in there.

13                   Obviously, we had Jason Kessler, he was  
14                   a moderator. I think Eli Mosley was also. I was.  
15                   There were like -- you know, we had, like,  
16                   individual groups of, you know, Identity Europa  
17                   or -- what was it -- League of the South, Vanguard  
18                   America. Each of those people had, like, certain,  
19                   like, leaders within the server who had the  
20                   ability to create invite codes and be able to send  
21                   them off.

22                  Q.        Okay. And that was all they could do,  
23                   that they could create invite codes all to  
24                   joining --

25                  A.        Yeah, they all had, like, moderating

1       people, so there were a decent amount of  
2       moderators.

3           Q.        Okay. And what else, in addition to  
4       invite codes and adding channels? What else can a  
5       moderator do that a regular user can't do?

6           A.        They can, like, delete messages from,  
7       like, other members, like, if members, like, you  
8       know, say, like, certain things or, like, whatever  
9       then, you know, just messages, like, chat, certain  
10      chats can be deleted in there, so.

11          Q.        Anything else other than the ability to  
12      delete messages?

13          A.        I think they can, like, kick people from  
14      the server. Yeah, they can delete messages and  
15      delete people off the server, off the top of my  
16      head. I haven't been in it for so long, I can't  
17      remember.

18          Q.        And again, the way somebody becomes a  
19      moderator --

20          A.        Yeah.

21          Q.        -- is that another moderator taps them  
22      to become a moderator?

23          A.        Exactly.

24          Q.        Are moderators the only ones who have  
25      authority to delete posts?

1           A.       No.

2           Q.       No?

3           A.       I don't think that McCarthy name had  
4       anything to do with what his real name was. But,  
5       yeah, you know, a lot of the people on there, they  
6       go by aliases, so.

7                   MS. PHILLIPS: How are we doing on  
8       the --

9                   THE VIDEOGRAPHER: One hour, 11 minutes.

10          Q.       How are you, I'll ask you, can you press  
11       on for a little bit longer and then we'll take a  
12       lunch break?

13          A.       Yes, ma'am.

14          Q.       So who in your view were the primary  
15       individuals involved in planning the Unite the  
16       Right?

17          A.       In my view it was obviously Jason  
18       Kessler.

19          Q.       Uh-huh.

20          A.       I think Eli was one of the main people,  
21       Eli Mosley.

22          Q.       Uh-huh. Who else?

23          A.       I don't know. There were like other  
24       people who were involved in specific, like, safety  
25       planning and stuff like that, but I don't

1 again, this is dated June 11th.

2 A. Yes.

3 Q. Do you know whether these individuals  
4 had already signed up to be speakers at this  
5 event?

6 A. I'm really not sure, to be completely  
7 honest. I know that there were talks -- the  
8 people listed, there were talks of these people  
9 being there and speaking, but I don't know if they  
10 were actually confirmed.

11 Q. Okay. And of these individuals, were  
12 these individuals some of the planners for or  
13 organizers of Unite the Right?

14 A. Jason Kessler was for sure, that's about  
15 the only one on there, and Eli Mosley. But Jason  
16 Kessler and Eli Mosley were the only ones that I  
17 can confirm were planners of it.

18 Q. To you're knowledge?

19 A. To my knowledge, yes.

20 Q. You see "Groups/Sponsors."

21 A. Yes.

22 Q. And it says under there, again, among  
23 others "Identity Europa, League of the South,  
24 Vanguard America, Traditionalist Workers Party,  
25 Fraternal Order of Alt Knights."

1           Q.     Do you know if such meetings were held  
2     regularly in the lead up to Charlottesville 2.0?

3           A.     I know that they got more frequent at  
4     the lead up to Charlottesville 2.0, but once I  
5     was, like, removed from any sort of moderating  
6     role, I really wasn't around very often. So I  
7     can't really say about, like, three weeks to a  
8     month before the event, I can't really say too  
9     much of what happened in between that timeframe.

10          Q.     Okay. Got it.

11                   The next message down from Mr. Mosley,  
12     the very bottom of that post, he's talking --  
13     well, let me start at the top.

14          A.     Okay.

15          Q.     And this is July 11th, 2017 post at  
16     2:14:40 a.m.

17                   It says, "@everyone Sharing information  
18     publically from this discord or about this event  
19     or who is attending outside of closed circles or  
20     this Discord, will get you immediately banned from  
21     all future alt right events."

22                   What was the concern about keeping  
23     everything secret?

24          A.     I think it was more so -- so we could  
25     avoid -- at least in my eyes, it was so we could

1           Q.    We talked a little bit about chants and  
2    signs that happened at Charlottesville 1.0.

3               I want to talk about the chants and the  
4    signs that were planned for Charlottesville 2.0.

5               Were the chants to be -- the chants that  
6    were to be spoken, shouted, whatever at  
7    Charlottesville 2.0, were those discussed in the  
8    Discord server?

9           A.    I believe so, yes.

10          Q.    And do you remember what the chants  
11    were?

12          A.    I don't remember all of them. I think  
13    "You will not replace us" was one of them.

14               That's about -- I think just "You will  
15    not replace us."

16               And I think Dixie was talked about being  
17    sung but I don't remember any chats.

18          Q.    Chants?

19          A.    Chants, yeah, I don't remember any other  
20    chants other than, "You will not replace us."

21          Q.    Was "White lives matter" a chant that  
22    was discussed?

23          A.    I don't remember.

24          Q.    "Into the ovens"?

25          A.    It may have been. I disagree with that.

1 Q. But it may have been?

2 A. I mean, it may have been. I don't  
3 remember.

4 Q. "Jews will not replace us"?

5 A. That may have been discussed in there,  
6 too. I don't remember, though.

7 Q. Did anyone have to approve these chants?

8 A. All approval was supposed to go through  
9 Jason Kessler, Eli Mosley.

10 Q. Well, did you approve of these chants?

11 A. I mean, it wasn't really up to me. I  
12 didn't have the authority to approve any chants.  
13 Personally I didn't approve several of the chants  
14 that were being spoken of in the thing.

15 Q. Okay. In the Discord?

16 A. In the Discord, yeah, that's what I  
17 meant.

18 Q. There's a reference in this Discord to  
19 vetting individuals who came into the server.

20 A. Uh-huh.

21 Q. How was vetting accomplished?

22 A. Honestly, like, it wasn't, because  
23 individuals who were brought into the server were  
24 supposed to be vetted on an organizational basis.  
25 So from what I assumed, is that other